

AMENDED IN ASSEMBLY JULY 25, 2002
AMENDED IN ASSEMBLY JULY 9, 2002
AMENDED IN ASSEMBLY JUNE 30, 2002
AMENDED IN ASSEMBLY JUNE 13, 2002
AMENDED IN ASSEMBLY JUNE 11, 2002
AMENDED IN ASSEMBLY MAY 29, 2002
AMENDED IN SENATE APRIL 1, 2002

SENATE BILL

No. 2019

Introduced by Senator Speier

February 22, 2002

An act to add Section 685 to the Business and Professions Code, relating to student loans, *and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

SB 2019, as amended, Speier. Health care practitioners: student loans.

Existing law provides for the licensure and regulation of health care practitioners, as defined.

This bill would authorize a licensing board or agency having jurisdiction over a licensee or an applicant for licensure to cite and fine a licensed health care practitioner or an applicant for licensure as a health care practitioner who is in default on a United States Department of Health and Human Services education loan ~~or service obligation or on a loan made under the Federal Family Education Loan Program,~~ including a *Health Education Assistance Loan*. The bill would require

a board, prior to issuing a citation, to take into account the population served by the health care practitioner and his or her economic status. The bill would authorize the board to deny a license to an applicant to become a health care practitioner or deny renewal of a license if he or she is in default of a loan until the applicant or licensee clears the default or makes satisfactory repayment arrangements.

~~This bill would provide that these fines would be retained by each individual board and deposited into a new account of each board, and would provide that the fine revenue would be available for expenditure only upon appropriation by the Legislature.~~ *each board that issues citations and imposes fines retain the money from these fines for deposit into its appropriate fund. Because some of these fines would be deposited into accounts which are continuously appropriated, the bill would make an appropriation.*

This bill would become operative on July 1, 2003.

The bill would provide that the provisions relating to the State Board of Chiropractic Examiners and its licensees would not become operative until approved by the voters.

Vote: ~~majority~~ ^{2/3}. Appropriation: ~~no~~ yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 685 is added to the Business and
- 2 Professions Code, to read:
- 3 685. (a) (1) A board may cite and fine a currently licensed
- 4 health care practitioner or an applicant for a health care
- 5 practitioner's license if he or she is in default on a United States
- 6 Department of Health and Human Services education loan,
- 7 including a Health Education Assistance Loan, ~~or service~~
- 8 ~~obligation, or is in default on a loan made under the Federal Family~~
- 9 ~~Education Loan Program.~~
- 10 (2) Each board *that issues citations and imposes fines* shall
- 11 retain the money from these fines ~~in a new account which is hereby~~
- 12 ~~created and may only expend these funds upon appropriation by~~
- 13 ~~the Legislature.~~ *for deposit into its appropriate fund.*
- 14 (b) The board may deny a license to an applicant to be a health
- 15 care practitioner or deny renewal of a license if he or she is in
- 16 default on a United States Department of Health and Human
- 17 Services education loan, including a Health Education Assistance

1 ~~Loan, or service obligation, or is in default on a loan made under~~
2 ~~the Federal Family Education Loan Program until the default is~~
3 ~~Loan, until the default is~~ cleared or until the applicant or licensee
4 has made satisfactory repayment arrangements.

5 (c) In determining whether to issue a citation and the amount
6 of the fine to a health care practitioner or to deny a license to an
7 applicant to be a health care practitioner or to deny the renewal of
8 a license, a board shall take into consideration the following:

9 (1) The population served by the health care practitioner.

10 (2) The health care practitioner's economic status.

11 (d) For purposes of this section, the following terms shall have
12 the following meanings:

13 (1) "Board" means a licensing board or agency having
14 jurisdiction of a licensee.

15 (2) "Health care practitioner" means a person licensed or
16 certified pursuant to this division or licensed pursuant to the
17 Osteopathic Initiative Act or the Chiropractic Initiative Act.

18 (e) This section shall become operative on July 1, 2003.

19 SEC. 2. Section 1 of this act, as it relates to the State Board of
20 Chiropractic Examiners and its licensees, shall not become
21 operative until approved by the voters.

